

THE HONORABLE FRED VAN SICKLE

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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

In re METROPOLITAN SECURITIES
LITIGATION

NO. CV-04-025 FVS

THIS DOCUMENT RELATES TO:
ALL ACTIONS

PLAINTIFFS' MOTION *IN LIMINE* TO
PRECLUDE EVIDENCE AND
ARGUMENT CONCERNING THE
SEC'S FAILURE TO PROCEED
AGAINST PWC IN CONNECTION
WITH MET

HEARING DATE: March 3, 2010,
9:00 a.m.

WITH ORAL ARGUMENT

Plaintiffs, by their undersigned counsel, move the Court for an Order
granting Plaintiffs' Motion *In Limine* to Preclude Evidence and Argument

PLTFS' MIL TO PRECLUDE EVIDENCE & ARGUMENT
RE: SEC FAILURE TO PROCEED - 1 of 5
(CV-04-025 FVS)

[207079 v4.doc]

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1 Concerning the SEC's Failure to Proceed Against PwC in Connection with
2 Met. This motion is supported by the accompanying memorandum of law.

3 Dated this 16th day of February, 2010.

4 GORDON THOMAS HONEYWELL LLP

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26 PLTFS' MIL TO PRECLUDE EVIDENCE & ARGUMENT
RE: SEC FAILURE TO PROCEED - 2 of 5
(CV-04-025 FVS)

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CERTIFICATE OF SERVICE

I hereby certify that on February 16, 2010, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system. The Court or the CM/ECF system will send notification of such filings to the CM/ECF participants listed below, and I will mail the same via U.S. Postal Service to the non-CM/ECF participant(s).

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PLTFS' MIL TO PRECLUDE EVIDENCE & ARGUMENT

RE: SEC FAILURE TO PROCEED - 3 of 5

(CV-04-025 FVS)

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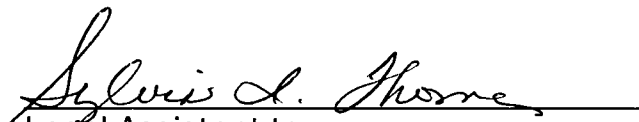
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26 PLTFS' MIL TO PRECLUDE EVIDENCE & ARGUMENT
RE: SEC FAILURE TO PROCEED - 4 of 5
(CV-04-025 FVS)

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26 PLTFS' MIL TO PRECLUDE EVIDENCE & ARGUMENT
RE: SEC FAILURE TO PROCEED - 5 of 5
(CV-04-025 FVS)

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PROPOSED ORDER

PROPOSED ORDER

THE HONORABLE FRED VAN SICKLE

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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

In re METROPOLITAN SECURITIES
LITIGATION

NO. CV-04-025 FVS

CLASS ACTION

THIS DOCUMENT RELATES TO:
ALL ACTIONS

[PROPOSED] ORDER GRANTING
PLAINTIFFS' MIL TO PRECLUDE
EVIDENCE AND ARGUMENT
CONCERNING THE SEC'S FAILURE TO
PROCEED AGAINST PwC IN
CONNECTION WITH MET

Trial Date: March 15, 2010
9:00 a.m.

WITH ORAL ARGUMENT

This matter comes before the Court on Plaintiffs' Motion in Limine to
Preclude Evidence Concerning the SEC's Failure to Proceed Against PwC in

[PROPOSED] ORDER GRANTING PLTFS' MIL TO
PRECLUDE EVIDENCE & ARGUMENT - 1 of 3
(CV-04-025-FVS)

[1460597 v5.doc]

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1 Connection with Met. Having considered the following submittals to the
2 Court:

3 1. Plaintiffs' Motion in Limine to Preclude Evidence Concerning the
4 SEC's Failure to Proceed Against PwC in Connection with Met.;

5 2. PwC's Opposition to Plaintiffs' Motion in Limine to Preclude
6 Evidence Concerning the SEC's Failure to Proceed Against PwC in
7 Connection with Met.;

8 3.

9 4.

10 5.

11
12 And the Court being otherwise fully advised hereby ORDERS that
13 Plaintiffs' Motion in Limine to Preclude Evidence Concerning the SEC's
14 Failure to Proceed Against PwC in Connection with Met is hereby **GRANTED**.

15 **IT IS SO ORDERED.**

16 Dated this ____ day of March 2010.

17
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19 _____
20 Honorable Fred Van Sickle
United States District Judge

21 Presented by:

22 By s/ Bradley B. Jones

23 Bradley B. Jones, WSBA No. 17197
24 Kenneth G. Kieffer, WSBA No. 10850
25 John C. Guadnola, WSBA No. 08636
26 Attorneys for Plaintiffs

[PROPOSED] ORDER GRANTING PLTFS' MIL TO
PRECLUDE EVIDENCE & ARGUMENT - 2 of 3
(CV-04-025-FVS)

[1460597 v5.doc]

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26 [PROPOSED] ORDER GRANTING PLTFS' MIL TO
PRECLUDE EVIDENCE & ARGUMENT - 3 of 3
(CV-04-025-FVS)

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